UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

GOLDMAN, SACHS & CO.,

Plaintiff,

NOTICE OF MOTION

-VS-

13 CV 1319 (PAC)

NORTH CAROLINA MUNICIPAL POWER AGENCY NUMBER ONE,

ECF Case

Defendants.

PLEASE TAKE NOTICE that, upon the Memorandum of Law in Support of Goldman, Sachs & Co.'s Motion for a Preliminary Injunction, dated April 26, 2013, and the accompanying Declaration of Andrew H. Reynard and the exhibits attached thereto, plaintiff Goldman, Sachs & Co., by and through its counsel, will move this Court before the Honorable Paul A. Crotty, United States District Judge for the Southern District of New York, at the United States Courthouse, 500 Pearl Street, New York, New York 10007, on a date to be determined, for an order preliminarily enjoining defendant North Carolina Municipal Power Agency Number One from pursuing claims against Goldman Sachs brought in a Financial Industry Regulatory Authority arbitration commenced on December 21, 2012, captioned *North Carolina Municipal Power Agency Number One* v. *Goldman, Sachs & Co.*, FINRA No. 13-00005, and such other relief as this Court deems just and proper.

Case 1:13-cv-01319-PAC Document 23 Filed 04/26/13 Page 2 of 2

Dated: April 26, 2013

New York, New York

By: /s/ David Braff_

SULLIVAN & CROMWELL LLP

David H. Braff Matthew A. Schwartz Andrew H. Reynard 125 Broad Street New York, NY 10004

Telephone: (212) 558-4000 Facsimile: (212) 558-3500 Email: braffd@sullcrom.com

schwartzmatt@sullcrom.com reynarda@sullcrom.com

Attorneys for Plaintiff Goldman, Sachs & Co.